



**U.S. Department of Justice**

*United States Attorney  
Southern District of New York*

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The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

July 28, 2019

Via ECF & Email

Honorable Paul A. Engelmayer  
United States District Judge  
Southern District of New York  
Email: EngelmayerNYSDChambers@nysd.uscourts.gov

**Re: United States v. Sajmir Alimehmeti,  
16 Cr. 398 (PAE)**

Dear Judge Engelmayer:

The Government respectfully submits this letter in response to the defendant's July 28, 2019 submission. As discussed in more detail below, the defendant's motion for an order compelling the Government to produce an additional copy of the discovery is moot. The Government has never opposed the request for another copy, including with respect to the issue raised by counsel on July 26, 2019. To the contrary, the Government has and will continue to work in good faith to make the materials available to the defendant, even if counsel elects not to proceed efficiently pursuant to the Government's unanswered request on July 26 for access to their copies of the previously produced data.

On May 20, 2019, defense counsel requested that a new copy of all Rule 16 discovery be provided to the defendant—in addition to the set that was produced to prior counsel at the beginning of the case beginning in the summer of 2016. While counsel now asserts that the duplicate production is “necessary to our preparations for sentence,” the request was conveyed over a year after the defendant's February 21, 2018 guilty plea. There was “considerable back and forth” relating to the defense request because prior to the defendant's plea he worked inside the prison facility with Ahmad Khan Rahimi, the Chelsea Bomber, to disseminate terrorist propaganda from discovery materials. (*See* Dkt. No. 72 at 35). The defendant had direct access to the unclassified discovery for almost 18 months before the Government learned that he was engaged in that dangerous conduct, at which point the materials were seized. Nevertheless, on May 23, 2019, the Government agreed to try to accommodate counsel, and has since that time worked in good faith to provide new copies of the materials to the defendant in a manner consistent with the pending Special Administrative Measures.

Cc: Defense Counsel  
(Via ECF & Email)